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5 Entered on Docket
April 13, 2023

Natalie M. Cox

Honorable Natalie M. Cox
United States Bankruptcy Judge



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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

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In re:
MUSCLEPHARM CORPORATION,
Debtor.

Case No.: 22-14422-NMC

Chapter 11

Adv. P. No. 23-01014-NMC

WHITE WINSTON SELECT ASSET FUNDS,
LLC,
Plaintiff,
OFFICIAL COMMITTEE OF UNSECURED
CREDITORS,
Intervenor Plaintiff,
v.
EMPERY TAX EFFICIENT LP, EMPERY TAX
EFFICIENT III, EMPERY DEBT

1 OPPORTUNITY FUND, LP, EMPERY
 2 MASTER ONSHORE, LLC, IONIC
 3 VENTURES, LLC, INTRACOASTAL
 4 CAPITAL LLC, BIGGER CAPITAL FUND,
 5 LP, DISTRICT 2 CAPITAL FUND LP, L1
 6 CAPITAL GLOBAL OPPORTUNITIES
 7 MAASTER FUND, ALTIUM GROWTH
 8 FUND, LP, CVI INVESTMENT INC., ROTH
 9 CAPITAL PARTNERS, LLC, and WALLEYE
 OPPORTUNITY MASTER FUND LTD.

10 Defendants.

8 **ORDER APPROVING STIPULATION TO EXTEND DEADLINE TO FILE AMENDED**
 9 **INTERVENOR COMPLAINT AND RESPOND TO COMPLAINTS**

10 The Court, having considered the *Stipulation to Extend Deadline to File Amended*
 11 *Intervenor Complaint and Respond to Complaints* (the “Stipulation”)¹ filed by Defendants Emery
 12 Tax Efficient LP, Emery Tax Efficient III, Emery Debt Opportunity Fund, LP, Emery Master
 13 Onshore, LLC, Ionic Ventures, LLC, Intracoastal Capital LLC, Bigger Capital Fund, LP, District
 14 2 Capital Fund LP, L1Capital Global Opportunities Master Fund, Altium Growth Fund, LP, CVI
 15 Investment Inc., Roth Capital Partners, LLC, and Walleye Opportunity Master Fund Ltd (together,
 16 the “Emery Parties”), White Winston Select Asset Funds, LLC (“White Winston”), and the
 17 Official Committee of Unsecured Creditors (the “Committee” and, together with the Emery
 18 Parties and White Winston the “Parties”), by and through their respective undersigned counsel,
 19 and good cause appearing therefor:

20 **IT IS HEREBY ORDERED** that the Stipulation is approved;

21 **IT IS FURTHER ORDERED** that the deadline for the filing of the Amended Complaint
 22 is extended up to and including April 24, 2023, and that the filing of such Amended Complaint
 23 shall be deemed to have been filed within the Committee Challenge Period if it is filed on or before
 24 April 24 2023.

25 **IT IS FURTHER ORDERED** the Response Deadline for the Emery Parties to file an
 26 answer or otherwise respond to the Complaint and/or the Amended Complaint, as applicable, is

27
 28 ¹ Any capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Stipulation.

1 extended to 30 days after the filing of the Amended Complaint.

2 **IT IS SO ORDERED.**

3 **PREPARED AND SUBMITTED BY:**

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